

The following agenda may not take into consideration all of the administrative regulations that may be deferred by promulgating agencies. Deferrals may be made any time prior to or during the meeting.

Updated: August 13, 2021 at 1 p.m.



Administrative Regulation Review Subcommittee

TENTATIVE Meeting Agenda

Tuesday, September 14, 2021 at 1 p.m.

Annex Room 149



- 1. CALL TO ORDER AND ROLL CALL**
- 2. REGULATIONS FOR COMMITTEE REVIEW**

EDUCATION AND WORKFORCE DEVELOPMENT CABINET

Education Professional Standards Board

Administrative Certificates

[016 KAR 002:220E](#). Emeritus Certificate. (Filed with Ordinary) ("E" expires 03-22-2022)

[016 KAR 002:230E](#). Exception Certificate. (Filed with Ordinary) ("E" expires 03-22-2022)

STATE BOARD OF ELECTIONS

Statewide Voter Registration

[031 KAR 003:010](#). Current address of Kentucky registered voters and distribution of voter registration lists. (Deferred from August)

Forms and Procedures

[031 KAR 004:195E](#). Consolidation of precincts and precinct election officers. (Filed with Ordinary) ("E" expires 03-20-2022)

[031 KAR 004:200E](#). Chain of custody for records during an election contest. (Filed with Ordinary) ("E" expires 03-20-2022)

Voting

[031 KAR 005:025E](#). Ballot standards and election security. (Filed with Ordinary) ("E" expires 03-20-2022)

DEPARTMENT OF LAW

Attorney General

[040 KAR 001:040E](#). Standardized Open Records Request Form. (Filed with Ordinary) ("E" expires 03-25-2022)

FINANCE AND ADMINISTRATION CABINET

State-owned Buildings and Grounds

[200 KAR 003:020E](#). Use of state-owned facilities and grounds. (Filed with Ordinary) ("E" expires 03-28-2022)

Kentucky Infrastructure Authority

[200 KAR 017:110E](#). Guidelines for Kentucky Infrastructure Authority Drinking Water and Wastewater Grant Program. (Filed with Ordinary) (Deferred from August pursuant to KRS 13A.270(9), no notice received)

[200 KAR 017:110](#). Guidelines for Kentucky Infrastructure Authority Drinking Water and Wastewater Grant Program.

BOARDS AND COMMISSIONS

Board of Pharmacy

[201 KAR 002:270](#). Expungement.

[201 KAR 002:360](#). Naloxone dispensing.

[201 KAR 002:420](#). Administration of vaccines.

Board of Dentistry

[201 KAR 008:520](#). Fees and fines.

Board of Medical Licensure

[201 KAR 009:270](#). Professional standards for prescribing, dispensing, or administering Buprenorphine-Mono-Product or Buprenorphine-Combined-with-Naloxone. (Amended After Comments)

Board of Embalmers and Funeral Directors

[201 KAR 015:030E](#). Fees. (Filed with Ordinary) ("E" expires 03-27-2022)

[201 KAR 015:040E](#). Examination. (Filed with Ordinary) ("E" expires 03-27-2022)

[201 KAR 015:050E](#). Apprenticeship and supervision requirements. (Filed with Ordinary) ("E" expires 03-27-2022)

[201 KAR 015:110E](#). Funeral establishment criteria. (Filed with Ordinary) ("E" expires 03-27-2022)

[201 KAR 015:125E](#). Surface transportation permit. (Filed with Ordinary) ("E" expires 03-27-2022)

Board of Nursing

[201 KAR 020:471](#). Repeal of 201 KAR 020:470.

[201 KAR 020:472](#). Initial approval for dialysis technician training programs.

[201 KAR 020:474](#). Continuing approval and periodic evaluation of dialysis technician training programs.

[201 KAR 020:476](#). Dialysis technician credentialing requirements for initial credentialing, renewal, and reinstatement.

[201 KAR 020:478](#). Dialysis technician scope of practice, discipline, and miscellaneous requirements.

Board of Chiropractic Examiners

[201 KAR 021:035](#). Seal.

[201 KAR 021:054](#). Emergency orders.

[201 KAR 021:070](#). Licensing examination requirements.

[201 KAR 021:090](#). Pre-chiropractic education requirements.

[201 KAR 021:100](#). Minimum standards for recordkeeping or itemized statements.

Board of Licensure for Professional Art Therapists

[201 KAR 034:070](#). Inactive status. (Not Amended After Comments)

TOURISM, ARTS AND HERITAGE CABINET

Department of Fish and Wildlife Resources

Fish

[301 KAR 001:012](#). Boating, swimming and water skiing and other activities in department-owned or controlled lakes.

[301 KAR 001:016](#). Use of lands and waters on lakes owned or controlled by the department.

[301 KAR 001:018](#). Use of boating access areas.

[301 KAR 001:019](#). Cedar Creek Lake.

[301 KAR 001:031](#). Land Between the Lakes provisions.

[301 KAR 001:050](#). Small state-owned lakes, special administrative requirements of.

[301 KAR 001:082](#). Frog season; limits.

[301 KAR 001:120](#). Live fish scales and handling; licensure.

[301 KAR 001:125](#). Transportation of fish.

[301 KAR 001:140](#). Special commercial fishing permit for Kentucky and Barkley lakes.

[301 KAR 001:152](#). Harvest and sale of Asian carp.

[301 KAR 001:210](#). Free fishing days.

Game

[301 KAR 002:015](#). Feeding of wildlife.

[301 KAR 002:041](#). Shooting areas, dog training areas, commercial foxhound training enclosures, and bobwhite shoot-to-train season.

[301 KAR 002:050](#). Land Between the Lakes hunting requirements.

[301 KAR 002:084](#). Importation of game birds.

[301 KAR 002:111](#). Deer and turkey hunting on special areas.

[301 KAR 002:230](#). Shoot-to-retrieve field permits and procedures.

[301 KAR 002:260](#). Crow hunting season.

TRANSPORTATION CABINET

Department of Vehicle Regulation

Motor Vehicle Commission

[605 KAR 001:030](#). Applications. (Deferred from August)

[605 KAR 001:035](#). Facilities requirements. (Deferred from August)

[605 KAR 001:130](#). Procedures. (Deferred from August)

[605 KAR 001:215](#). Licensing fees. (Filed with Emergency) (Deferred from August)

EDUCATION AND WORKFORCE DEVELOPMENT CABINET

Board of Education

School Terms, Attendance, and Operation

[702 KAR 007:150](#). Home or hospital instruction.

Office of Learning Support Services

[704 KAR 007:121](#). Repeal of 704 KAR 007:120.

Exceptional and Handicapped Programs

[707 KAR 001:340](#). Procedural safeguards and state complaint procedures. (Not Amended After Comments)

LABOR CABINET

Department of Workplace Standards

Labor Standards; Wages and Hours

[803 KAR 001:005](#). Employer-employee relationship.

[803 KAR 001:025](#). Equal pay provisions, meaning and application.

[803 KAR 001:060](#). Overtime pay requirements.

[803 KAR 001:063](#). Trading time.

[803 KAR 001:065](#). Hours worked.

[803 KAR 001:066](#). Recordkeeping requirements.

[803 KAR 001:070](#). Executive, administrative, supervisory or professional employees; salesmen.

[803 KAR 001:075](#). Exclusions from minimum wage and overtime.

[803 KAR 001:080](#). Board, lodging, gratuities and other allowances.

[803 KAR 001:090](#). Workers with disabilities and work activity centers' employee's wages.

LABOR CABINET

Department of Workplace Standards

Occupational Safety and Health

[803 KAR 002:325](#). General industry standards. (Deferred from August)

Department of Workers' Claims

[803 KAR 025:165](#). Electronic data interchange vendor approval. (Amended After Comments)

[803 KAR 025:170](#). Filing of claims information with the Office of Workers' Claims. (Deferred from February)

[803 KAR 025:175](#). Filing of insurance coverage and notice of policy change or termination. (Deferred from February)

[803 KAR 025:185](#). Procedure for E-mail notification of cancellation or removal of location of specific workers' compensation coverage. (Deferred from February)

[803 KAR 025:190](#). Utilization review – Medical Bill Audit – Medical Director – Appeal of Utilization Review Decisions. (Amended After Comments) (Deferred from August)

PUBLIC PROTECTION CABINET

Department of Insurance

Fees and taxes

[806 KAR 004:010](#). Fees of the Department of Insurance. (Deferred from August)

Agents, Consultants, Solicitors, and Adjustors

[806 KAR 009:025](#). Licensing process. (Amended After Comments) (Deferred from February)

Trade Practices and Frauds

[806 KAR 012:120](#). Suitability in annuity transactions. (Amended After Comments) (Deferred from February)

Rates and Rating Organizations

[806 KAR 013:150](#). Property and casualty rate and rule filings. (Deferred from August)

Health Insurance Contracts

[806 KAR 017:070](#). Filing procedures for health insurance rates. (Deferred from August)

[806 KAR 017:085](#). Minimum standards for short-term nursing home insurance policies. (Deferred from August)

[806 KAR 017:100](#). Certificate of filing for provider-sponsored networks. (Deferred from August)

[806 KAR 017:150](#). Health benefit plan rate filing requirements. (Deferred from August)

[806 KAR 017:230](#). Requirements regarding medical director's signature on health care benefit denials. (Deferred from August)

[806 KAR 017:240](#). Data reporting requirements.

[806 KAR 017:260](#). Conversion policy minimum benefits.

[806 KAR 017:270](#). Telehealth claim forms and records.

[806 KAR 017:280](#). Registration, utilization review, and internal appeal.

[806 KAR 017:290](#). Independent External Review Program.

[806 KAR 017:370](#). Standardized health claim attachments.

[806 KAR 017:450](#). Insurance purchasing outlet requirements.

[806 KAR 017:470](#). Data reporting to an employer-organized association health benefit plan.

[806 KAR 017:511](#). Repeal of 806 KAR 017:005, 806 KAR 017:095, 806 KAR 017:170, 806 KAR 017:180, and 806 KAR 017:510. (Deferred from August)

Liability Self-insurance Groups

[806 KAR 046:050](#). Liability self-insurance group rate, underwriting and evidence of coverage filings.

ENERGY AND ENVIRONMENT CABINET

Public Service Commission

Utilities

[807 KAR 005:015](#). Access and attachments to utility poles and facilities. (Comments Received; SOC due 08-13-2021)

CABINET FOR HEALTH AND FAMILY SERVICES

Department for Public Health

Communicable Diseases

[902 KAR 002:212E](#). Covering the face in response to declared national or state public health emergency.

Department for Medicaid Services

Payment and Services

[907 KAR 003:005](#). Coverage of physicians' services. (Not Amended After Comments) (Deferred from July)

[907 KAR 003:010](#). Reimbursement for physicians' services. (Amended After Comments)
(Deferred from July)

[907 KAR 003:060](#). Ambulance provider assessment program. (Amended After Comments)

Division of Policy and Operations

[907 KAR 023:0020E](#). Reimbursement for outpatient drugs. (Filed with Ordinary) ("E" expires 03-26-2022)

Department for Community Based Services

Family Support

[921 KAR 001:020](#). Child Support Enforcement Program; confidentiality, program administration contracts, and agreements.

[921 KAR 001:390](#). Child Support Enforcement Program paternity establishment.

[921 KAR 001:400E](#). Establishment, review, and modification of child support and medical support orders. (Filed with Ordinary) ("E" expires 03-26-2022)

K-TAP, Kentucky Works, Welfare to Work, State Supplementation

[921 KAR 002:015E](#). Supplemental programs for persons who are aged, blind, or have a disability. (Filed with Ordinary) ("E" expires 03-26-2022)

Supplemental Nutrition Assistance Program

[921 KAR 003:027](#). Technical requirements. (Filed with Emergency)

Energy Assistance Program/Weatherization

[921 KAR 004:116E](#). Low Income Home Energy Assistance Program or "LIHEAP". (Filed with Ordinary) ("E" expires 03-28-2022)

Child Care

[922 KAR 002:160E](#). Child Care Assistance Program. (Filed with Ordinary) ("E" expires 03-28-2022)

3. REGULATIONS ~~REMOVED~~ FROM SEPTEMBER'S AGENDA

CABINET FOR HEALTH AND FAMILY SERVICES

Department for Community Based Services

Supplemental Nutrition Assistance Program

[921 KAR 003:060](#). Administrative disqualification hearings and penalties. (Comments Received; SOC ext. due 09-15-2021)

Child Welfare

[922 KAR 001:300](#). Standards for child-caring facilities. (Comments Received; SOC ext. due 09-15-2021)

[922 KAR 001:380](#). Standards for emergency shelter child-caring facilities. (Comments Received; SOC ext. due 09-15-2021)

[922 KAR 001:390](#). Standards for residential child-caring facilities. (Comments Received; SOC ext. due 09-15-2021)

**Expiration dates in this document have been determined pursuant to KRS Chapter 13A provisions.
Other statutes or legislation may affect a regulation's actual end date.*